

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WISCONSIN

SAFE SKIES CLEAN WATER
WISCONSIN, INC.,

Plaintiff,

Case No. 3:20-cv-1086-wmc

v.

NATIONAL GUARD BUREAU, *et al.*,

Defendants.

**DEFENDANTS' CROSS-MOTION FOR SUMMARY JUDGMENT AND OPPOSITION
TO PLAINTIFF'S MOTION FOR SUMMARY JUDGMENT**

Defendants National Guard Bureau and General Daniel R. Hokanson, in his official capacity (collectively, "Defendants") hereby file their opposition to Plaintiff Safe Skies Clean Water Wisconsin, Inc.'s Motion for Summary Judgment, ECF No. 12. In addition, Defendants cross-move for summary judgment under Federal Rule of Civil Procedure 56. *See also* ECF No. 9. As set forth in the accompany memorandum in support, proposed findings of fact, and response to Plaintiff's proposed findings of facts, the Court should grant summary judgment to Defendants as to all of Plaintiff's claims.

Respectfully submitted this 30th day of July, 2021,

TODD KIM
Assistant Attorney General
United States Department of Justice
Environment & Natural Resources Division

/s/ Gregory M. Cumming

Gregory M. Cumming (D.C. Bar No. 1018173)
United States Department of Justice
Environment & Natural Resources Division
Natural Resources Section

150 M St., N.E.
Washington, D.C. 20002
(202) 598-0414 (phone)
gregory.cumming@usdoj.gov

Counsel for Defendants